

FILED

October 10, 2013

**NEW JERSEY STATE BOARD
OF MEDICAL EXAMINERS**

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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF MEDICAL EXAMINERS

IN THE MATTER OF THE LICENSE OF	:	
	:	Administrative Action
ROBERT J. AQUINO, M.D.	:	
License No. MA50727	:	CONSENT ORDER
	:	OF SUSPENSION
TO PRACTICE MEDICINE AND SURGERY	:	OF LICENSURE
IN THE STATE OF NEW JERSEY	:	
	:	

THIS MATTER was opened to the New Jersey State Board of Medical Examiners ("Board") upon receipt of information that on or about March 7, 2013, a Hearing Committee for the New York State Board for Professional Medical Conduct ("New York Board") entered a "Determination and Order" ("New York Order") at which time Respondent's medical license was suspended for one (1) year, but

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stayed, and he was placed on probation with certain terms and conditions, including a restriction to prohibit Respondent from owning or administering a medical practice, or Article 28 facility.

More specifically, the New York Board determined that Respondent committed professional misconduct in that on or about January 3, 2012, in the United States District Court, Southern District of New York, he was convicted upon a plea of guilty to felony "Conspiracy to Commit Bribery" in violation of Title 18 of the United State Code Sections 1952(a)(3) and 371. Thereafter, on or about June 14, 2013, the New York Administrative Review Board for Professional Medical Conduct affirmed the New York Board's decision as set forth in the New York Order with a modification to allow Respondent to operate his own solo medical practice.

As a result of the foregoing, the Board has determined that Respondent's criminal conviction, as well as the New York disciplinary action, provide a basis to take disciplinary action against Respondent's New Jersey license to practice medicine and surgery pursuant to N.J.S.A. 45:1-21(f) and N.J.S.A. 45:1-21(g).

IT NOW APPEARING that the parties wish to resolve this matter without recourse to formal proceedings; and that the Respondent hereby waives any right to a hearing in this matter; and the Board finding the within Order adequately protects the public's health, safety and welfare; and for good cause shown;

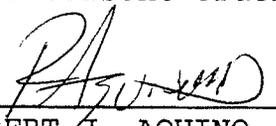
IT IS ON THIS 10th day of Oct, 2013, ORDERED AND AGREED THAT:

1. Respondent's license to practice medicine and surgery in the State of New Jersey shall be, and hereby is, suspended for one (1) year, to be stayed in its entirety and served as a period of probation commencing and consistent with the initiation of the probationary period as set forth in the New York Order, but which probationary period shall not terminate until Respondent demonstrates to the Board's satisfaction that the probationary period in New York has successfully terminated; and

2. Respondent agrees that if the Board, upon receipt of reliable information and in its sole discretion, determines during the probationary period that the Respondent has failed to comply with any provision of the New York Order, or is in violation of any of this Board's statutes and/or regulations, then the period of stayed suspension provided above shall be activated and Respondent's New Jersey license to practice medicine and surgery shall be automatically and immediately suspended without a hearing, in addition to any other limitations or restrictions as the Board deems appropriate. Within five (5) days of notification of the suspension, Respondent may provide a written request for a hearing before a Committee of the Board limited to the sole issue of whether a violation of this Consent Order has occurred.

By: George J. Scott, D.P.M., D.O. FRCOFP
STATE BOARD OF MEDICAL EXAMINERS
George J. Scott, D.P.M., D.O.
Board President

I have read and understand
this Consent Order and agree to be
bound by its terms. I further
hereby consent to the entry of
this Consent Order.



ROBERT J. AQUINO, M.D.

**NOTICE OF REPORTING PRACTICES OF BOARD
REGARDING DISCIPLINARY ACTIONS**

Pursuant to N.J.S.A. 52:14B-3(3), all orders of the New Jersey State Board of Medical Examiners are available for public inspection. Should any inquiry be made concerning the status of a licensee, the inquirer will be informed of the existence of the order and a copy will be provided if requested. All evidentiary hearings, proceedings on motions or other applications which are conducted as public hearings and the record, including the transcript and documents marked in evidence, are available for public inspection, upon request.

Pursuant to 45 CFR Subtitle A 60.8, the Board is obligated to report to the National Practitioners Data Bank any action relating to a physician which is based on reasons relating to professional competence or professional conduct:

- (1) Which revokes or suspends (or otherwise restricts) a license,
- (2) Which censures, reprimands or places on probation,
- (3) Under which a license is surrendered.

Pursuant to 45 CFR Section 61.7, the Board is obligated to report to the Healthcare Integrity and Protection (HIP) Data Bank, any formal or official actions, such as revocation or suspension of a license (and the length of any such suspension), reprimand, censure or probation or any other loss of license or the right to apply for, or renew, a license of the provider, supplier, or practitioner, whether by operation of law, voluntary surrender, non-renewability, or otherwise, or any other negative action or finding by such Federal or State agency that is publicly available information.

Pursuant to N.J.S.A. 45:9-19.13, if the Board refuses to issue, suspends, revokes or otherwise places conditions on a license or permit, it is obligated to notify each licensed health care facility and health maintenance organization with which a licensee is affiliated and every other board licensee in this state with whom he or she is directly associated in private medical practice.

In accordance with an agreement with the Federation of State Medical Boards of the United States, a list of all disciplinary orders are provided to that organization on a monthly basis.

Within the month following entry of an order, a summary of the order will appear on the public agenda for the next monthly Board meeting and is forwarded to those members of the public requesting a copy. In addition, the same summary will appear in the minutes of that Board meeting, which are also made available to those requesting a copy.

Within the month following entry of an order, a summary of the order will appear in a Monthly Disciplinary Action Listing which is made available to those members of the public requesting a copy.

On a periodic basis the Board disseminates to its licensees a newsletter which includes a brief description of all of the orders entered by the Board.

From time to time, the Press Office of the Division of Consumer Affairs may issue releases including the summaries of the content of public orders.

Nothing herein is intended in any way to limit the Board, the Division or the Attorney General from disclosing any public document.